

Notice of Determination

Appendix D

To:

☒ Office of Planning and Research
 U.S. Mail: _____ Street Address: _____
 P.O. Box 3044 1400 Tenth St., Rm 113
 Sacramento, CA 95812-3044 Sacramento, CA 95814

☐ County Clerk

County of: _____
 Address: _____

From:

Public Agency: Ca. Dept. of Corrections and Rehab
 Address: 9838 Old Placerville Road, Suite B
 Sacramento, CA 95827

Contact: Roxanne Henriquez

Phone: (916) 255-3010

Lead Agency (if different from above):

Address: _____

Contact: _____

Phone: _____

SUBJECT: Filing of Notice of Determination in compliance with Section 21108 or 21152 of the Public Resources Code.

State Clearinghouse Number (if submitted to State Clearinghouse): 2013052048

Project Title: Health Care Facility Improvement Projects for the California Medical Facility, Vacaville

Project Applicant: California Department of Corrections and Rehabilitation

Project Location (include county): Vacaville, Solano County, CA

Project Description:

Renovations and additions to existing health care facilities, the construction of small new facilities, and related infrastructure improvements within existing CMF. Project includes constructing new primary care clinic, emergency room, and medication distribution room totaling approx. 9,900 sq ft of new building space and additions; approx. 13,000 sq ft of building renovations; and minor upgrades to existing emergency electric system. Project does not add inmate beds or increase inmate capacity. Project includes one additional employee. Project was analyzed in IS/ Proposed ND (SCH 2013052048) with the health care facility improvement project at California State Prison, Solano.

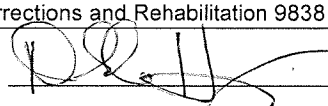
This is to advise that the California Department of Corrections and Rehabilitation has approved the above
 (☒ Lead Agency or ☐ Responsible Agency)

described project on _____ and has made the following determinations regarding the above
 (date)
 described project.

1. The project [☐ will ☒ will not] have a significant effect on the environment.
2. ☐ An Environmental Impact Report was prepared for this project pursuant to the provisions of CEQA.
☒ A Negative Declaration was prepared for this project pursuant to the provisions of CEQA.
3. Mitigation measures [☐ were ☒ were not] made a condition of the approval of the project.
4. A mitigation reporting or monitoring plan [☐ was ☒ was not] adopted for this project.
5. A statement of Overriding Considerations [☐ was ☒ was not] adopted for this project.
6. Findings [☐ were ☒ were not] made pursuant to the provisions of CEQA.

This is to certify that the final EIR with comments and responses and record of project approval, or the negative Declaration, is available to the General Public at:

California Department of Corrections and Rehabilitation 9838 Old Placerville Road, Suite B, Sacramento, CA 95827

Signature (Public Agency):  Title: Deputy Director, FPCM, CDCR

Date: 6-6-13 Date Received for filing at OPP: 

Authority cited: Sections 21083, Public Resources Code.
 Reference Section 21000-21174, Public Resources Code.

JUN -6 2013
 Revised 2011
 STATE CLEARING HOUSE

Notice of Determination

Appendix D

To:

☒ Office of Planning and Research
 U.S. Mail: Street Address:
 P.O. Box 3044 1400 Tenth St., Rm 113
 Sacramento, CA 95812-3044 Sacramento, CA 95814

☐ County Clerk

County of: _____
 Address: _____

From:

Public Agency: Ca. Dept. of Corrections and Rehab
 Address: 9838 Old Placerville Road, Suite B
Sacramento, CA 95827

Contact: Roxanne Henriquez

Phone: (916) 255-3010

Lead Agency (if different from above): _____

Address: _____

Contact: _____

Phone: _____

SUBJECT: Filing of Notice of Determination in compliance with Section 21108 or 21152 of the Public Resources Code.

State Clearinghouse Number (if submitted to State Clearinghouse): 2013052048

Project Title: Health Care Facility Improvement Project for the California State Prison, Solano (SOL)

Project Applicant: California Department of Corrections and Rehabilitation

Project Location (include county): Vacaville, Solano County, CA

Project Description:

Renovations and additions to existing health care facilities, the construction of small new facilities, and related infrastructure improvements within existing SOL. Project includes construction of a new facility care clinic, and four medication distribution rooms totaling approximately 17,000 sq ft of new building space and interior renovations. Project does not add new inmate beds or inmate capacity. Project includes one additional employee. Project was analyzed in IS/Proposed ND (SCH 2013052048) along with the health care facility improvement project at California Medical Facility, Vacaville.

This is to advise that the California Department of Corrections and Rehabilitation has approved the above
 (☒ Lead Agency or ☐ Responsible Agency)

described project on _____ and has made the following determinations regarding the above
 (date)
 described project.

1. The project [☐ will ☒ will not] have a significant effect on the environment.
2. ☐ An Environmental Impact Report was prepared for this project pursuant to the provisions of CEQA.
☒ A Negative Declaration was prepared for this project pursuant to the provisions of CEQA.
3. Mitigation measures [☐ were ☒ were not] made a condition of the approval of the project.
4. A mitigation reporting or monitoring plan [☐ was ☒ was not] adopted for this project.
5. A statement of Overriding Considerations [☐ was ☒ was not] adopted for this project.
6. Findings [☐ were ☒ were not] made pursuant to the provisions of CEQA.

This is to certify that the final EIR with comments and responses and record of project approval, or the negative Declaration, is available to the General Public at:

California Department of Corrections and Rehabilitation 9838 Old Placerville Road, Suite B, Sacramento, CA 95827

Signature (Public Agency): [Signature] Title: Deputy Director, FPCM, CDCR

Date: 6-6-13 Date Received for filing at OPR: RECEIVED

Authority cited: Sections 21083, Public Resources Code.
 Reference Section 21000-21174, Public Resources Code.

JUN -6 2013
 Revised 2011
 STATE CLEARING HOUSE

State of California—Natural Resources Agency
DEPARTMENT OF FISH AND WILDLIFE
2013 ENVIRONMENTAL FILING FEE CASH RECEIPT

UNCLP 715 100 20 1100
158-265256

RECEIPT#

437877

STATE CLEARING HOUSE # (If applicable)

201305 2048

SEE INSTRUCTIONS ON REVERSE. TYPE OR PRINT CLEARLY

LEAD AGENCY

CA DEPT. OF CORRECTIONS & REHAB

DATE

COUNTY/STATE AGENCY OF FILING

Sacramento

DOCUMENT NUMBER

PROJECT TITLE

Health care Facility Improvement Projects for the California Medical Facility & CA State Prison

PROJECT APPLICANT NAME

CA DEPT. OF CORRECTIONS & REHAB

PHONE NUMBER

(916) 265-3010

PROJECT APPLICANT ADDRESS

9838 Old Placerville Road

CITY

Sacramento

STATE

CA

ZIP CODE

95827

PROJECT APPLICANT (Check appropriate box):

☐ Local Public Agency

☐ School District

☐ Other Special District

☒ State Agency

☐ Private Entity

CHECK APPLICABLE FEES:

☐ Environmental Impact Report (EIR)

\$2,995.25

\$

☒ Mitigated/Negative Declaration (ND)(MND)

\$2,156.25

\$

2,156.25

☐ Application Fee Water Diversion (State Water Resources Control Board Only)

\$850.00

\$

☐ Projects Subject to Certified Regulatory Programs (CRP)

\$1,018.50

\$

☐ County Administrative Fee

\$50.00

\$

☐ Project that is exempt from fees

☐ Notice of Exemption

☐ DFW No Effect Determination (Form Attached)

\$

2,156.25

☐ Other

PAYMENT METHOD:

☐ Cash

☐ Credit

☒ Check

☐ Other

TOTAL RECEIVED

\$

2,156.25

SIGNATURE

X

TITLE

STUDENT

WHITE - PROJECT APPLICANT

YELLOW - DFW/ASB

PINK - LEAD AGENCY

GOLDEN ROD - COUNTY CLERK

DFG 753.5a (Rev. 11/12)

NEGATIVE DECLARATION

Project: **Health Care Facility Improvement Projects for the California Medical Facility (CMF) and California State Prison, Solano (SOL), Vacaville, California (SCH No. 2013052048)**

Lead Agency: **California Department of Corrections and Rehabilitation**

Project Description: The proposed project at each institution includes renovations and additions to existing health care facilities, the construction of small new facilities, and associated infrastructure improvements, all within the developed areas of CMF and SOL. Specifically, the project at CMF includes construction of a new primary care clinic, emergency room, and medication distribution room totaling approximately 9,900 square feet of new building space. The CMF project also includes interior renovations (approximately 13,000 square feet) and additional exterior impervious surfaces (approximately 3,800 square feet). The project at SOL includes construction of a new facility care clinic, and four medication distribution rooms totaling approximately 17,000 square feet of new building space. The SOL project also includes interior renovations (approximately 8,500 square feet) and additional exterior impervious surfaces (approximately 18,000 square feet). In addition, minor upgrades would be implemented to the existing emergency electrical system at CMF to serve the new and expanded buildings. All construction would be consistent in character, design, and height with other existing buildings and would not exceed one story. No high-mast lighting would be installed as part of the projects. The projects do not include any new beds and would not increase inmate capacity. One additional employee would be hired at each institution, primarily for maintenance. The projects would not result in expansion of the existing secure perimeters.

The CMF and SOL projects would remedy deficiencies in health care delivery at these institutions through renovation of existing health care facilities and construction of new health care facilities. These improvements would provide the necessary facility infrastructure to support a timely and effective medical care delivery system at CMF and SOL.

Environmental Findings: An Initial Study was prepared to assess the significance of the projects' potential impacts on the environment. Based on the Initial Study, and due to environmental protection features that CDCR has committed to before release of the proposed ND and IS for public review, in light of the whole record, CDCR finds that the projects will not have substantial adverse effects on the environment and no mitigation is necessary. This conclusion is supported by the following findings:

- The proposed projects would have no impact to agricultural and forest resources, land use and planning, mineral resources, or recreation.
- The proposed projects would have less-than-significant impacts on aesthetics, air quality, biological resources, cultural resources, geology and soils, greenhouse gas emissions, hazards and hazardous materials, hydrology and water quality, noise, population and housing, public services, transportation/traffic, and utilities and service systems.

Questions or comments regarding this ND and IS may be addressed to:

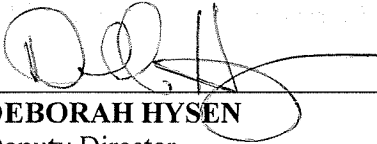
Roxanne Henriquez, Senior Environmental Planner
Environmental Planning Section
Facility Planning, Construction and Management
California Department of Corrections and Rehabilitation
9838 Old Placerville Road, Suite B
Sacramento, CA 95827
Roxanne.Henriquez@cdcr.ca.gov
Phone: 916-255-3010

California Department of Corrections and Rehabilitation

After comments are received from the public and reviewing agencies, CDCR may (1) adopt the ND and approve the proposed projects, (2) undertake additional environmental studies, or (3) disapprove the projects. If the projects are approved, CDCR may proceed with implementation of the projects.

Pursuant to Section 21082.1 of the California Environmental Quality Act, CDCR has independently reviewed and analyzed the IS and ND for the proposed projects and finds that the IS and ND reflect the independent judgment of CDCR.

I hereby approve these projects:



DEBORAH HYSEN

Deputy Director

Facility Planning, Construction and Management

California Department of Corrections and Rehabilitation

6-6-13

Date

**CALIFORNIA DEPARTMENT OF CORRECTIONS AND REHABILITATION
FACILITY PLANNING, CONSTRUCTION AND MANAGEMENT**

**STATEMENT OF DECISION
Health Care Facility Improvement Project
California State Prison, Solano**

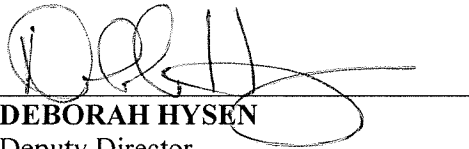
In April 2001, a class action lawsuit, *Plata v. Schwarzenegger*, was filed by a group of prison inmates against the State of California contending that California Department of Corrections and Rehabilitation (CDCR) provided inadequate medical care to prison inmates in violation of the Eighth Amendment (prohibiting cruel and unusual punishment) and the Fourteenth Amendment (providing the right to due process and equal protection) of the United States Constitution. In 2006, the U.S. District Court for the Northern District of California placed California's prison health care system in receivership in response to the April 2001 *Plata v. Schwarzenegger* lawsuit.

To further improve CDCR's ability to provide adequate health care to the existing inmate population, CDCR will remedy identified deficiencies in the health care facility components at California State Prison, Solano (SOL). Specifically, CDCR will renovate the existing health care facilities and construct new health care facilities at the institution as identified and considered in the Initial Study/Negative Declaration (IS/ND) prepared for the SOL Health Care Facility Project under the California Environmental Quality Act (CEQA) (State Clearinghouse No. 2013052048). These improvements will provide the necessary facility infrastructure to support a timely and effective medical care delivery system with appropriate health care diagnostics and treatment, medication distribution, and access to care for SOL inmates. The project also supports SOL's existing operation as an "Intermediate" institution within the CDCR Health Care Facility Improvement Program strategy to address statewide prison health care deficiencies in its facilities. Intermediate inmate-patients are those identified as having multiple chronic and/or terminal illnesses requiring a high level of care such that tertiary care consultation and specialized services must be available. Intermediate institutions are those designed with the capability of providing specialized medical services and consultation, including those that utilize advanced technologies such as cardiology for inmate-patients with chronic illnesses (see Health Care Facility Improvement Program, Program Overview [April 2012]).

The improvements include the addition and renovation of existing facilities, utility upgrades, and small, new health care facilities, all of which will be located within the existing SOL footprint (see Exhibit 3b, SOL Health Care Facility Improvement Project IS/ND). The improvements to existing health care facilities at SOL will add health care treatment space, clinical support space, and office space to support the existing health care program at SOL. The project does not include any new inmate beds and will not increase inmate capacity. One additional staff member will be added to SOL to oversee plant operations and maintenance under the project.

By taking action to approve this project, CDCR believes it has fully satisfied its obligation to the people of California to analyze the potential effects on the environment of constructing health care facility improvements at SOL, consistent with the provisions of CEQA and its implementing regulations. CDCR prepared an IS/ND and circulated that document for public review on May 17, 2013.

CDCR has fully and independently evaluated the potential effects of the project on the environment. After receiving and reviewing the record, including comments received from the public, I find that there is no substantial evidence in support of a fair argument that the project could result in a potentially significant adverse impact under CEQA. The details supporting this finding are set forth in the ND attached to this Statement of Decision and the related supporting documents in the record. I further find that the ND reflects CDCR's independent judgment and analysis of the project's potential effects on the environment. Accordingly, exercising the authority delegated by the Secretary, I hereby approve the SOL Health Care Facility Improvement Project on behalf of CDCR. Staff is directed to file a Notice of Determination with the Office of Planning and Research (OPR) within five working days and is directed to implement the project as described in the IS/ND.



DEBORAH HYSEN

Deputy Director

Facility Planning, Construction and Management

June 6, 2013

**CALIFORNIA DEPARTMENT OF CORRECTIONS AND REHABILITATION
FACILITY PLANNING, CONSTRUCTION AND MANAGEMENT**

**STATEMENT OF DECISION
Health Care Facility Improvement Project
California Medical Facility, Vacaville**

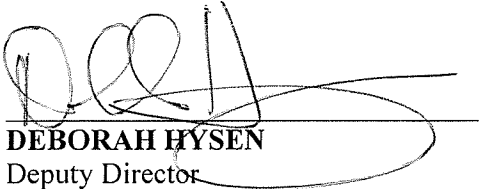
In April 2001, a class action lawsuit, *Plata v. Schwarzenegger*, was filed by a group of prison inmates against the State of California contending that California Department of Corrections and Rehabilitation (CDCR) provided inadequate medical care to prison inmates in violation of the Eighth Amendment (prohibiting cruel and unusual punishment) and the Fourteenth Amendment (providing the right to due process and equal protection) of the United States Constitution. In 2006, the U.S. District Court for the Northern District of California placed California's prison health care system in receivership in response to the April 2001 *Plata v. Schwarzenegger* lawsuit.

To further improve CDCR's ability to provide adequate health care to the existing inmate population, CDCR will remedy identified deficiencies in the health care facility components at California Medical Facility, Vacaville (CMF). Specifically, CDCR will renovate the existing health care facilities and construct new health care facilities at the institution as identified and considered in the Initial Study/Negative Declaration (IS/ND) prepared for the CMF Health Care Facility Project under the California Environmental Quality Act (CEQA) (State Clearinghouse No. 2013052048). These improvements will provide the necessary facility infrastructure to support a timely and effective medical care delivery system with appropriate health care diagnostics and treatment, medication distribution, and access to care for CMF inmates. The project also supports CMF's existing operation as an "Intermediate" institution within the CDCR Health Care Facility Improvement Program strategy to address statewide prison health care deficiencies in its facilities. Intermediate inmate-patients are those identified as having multiple chronic and/or terminal illnesses requiring a high level of care such that tertiary care consultation and specialized services must be available. Intermediate institutions are those designed with the capability of providing specialized medical services and consultation, including those that utilize advanced technologies such as cardiology for inmate-patients with chronic illnesses (see Health Care Facility Improvement Program, Program Overview [April 2012]).

The improvements include the addition and renovation of existing facilities, utility upgrades, and small, new health care facilities, all of which will be located within the existing CMF footprint (see Exhibit 3a, CMF Health Care Facility Improvement Project IS/ND). The improvements to existing health care facilities at CMF will add health care treatment space, clinical support space, and office space to support the existing health care program at CMF. The project does not include any new inmate beds and will not increase inmate capacity. One additional staff member will be added to CMF to oversee plant operations and maintenance under the project.

By taking action to approve this project, CDCR believes it has fully satisfied its obligation to the people of California to analyze the potential effects on the environment of constructing health care facility improvements at CMF, consistent with the provisions of CEQA and its implementing regulations. CDCR prepared an IS/ND and circulated that document for public review on May 17, 2013.

CDCR has fully and independently evaluated the potential effects of the project on the environment. After receiving and reviewing the record, including comments received from the public, I find that there is no substantial evidence in support of a fair argument that the project could result in a potentially significant adverse impact under CEQA. The details supporting this finding are set forth in the ND attached to this Statement of Decision and the related supporting documents in the record. I further find that the ND reflects CDCR's independent judgment and analysis of the project's potential effects on the environment. Accordingly, exercising the authority delegated by the Secretary, I hereby approve the CMF Health Care Facility Improvement Project on behalf of CDCR. Staff is directed to file a Notice of Determination with the Office of Planning and Research (OPR) within five working days and is directed to implement the project as described in the IS/ND.



DEBORAH HYSEN
Deputy Director

Facility Planning, Construction and Management

June 6, 2013